

FILED

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

SEP 10 2010

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALSWILMA ARMER, individually and on behalf of
all others similarly situated; et al.,

Plaintiffs,

OPENMARKET INC, a Michigan corporation,

Defendant/Cross-defendant/
Appellant,

v.

SPRINT SPECTRUM LP, a Delaware limited
partnership; et al.,Defendants/Cross-claimants/
Appellees.

No. 10-35116

D.C. No. 2:08-cv-01731-RSL
Western Washington
(Seattle)

ORDER

Pursuant to stipulation of the parties, this appeal is voluntarily dismissed.

Fed. R. App. P. 42(b). The parties shall bear their own fees and costs.

This order served on the district court shall act as and for the mandate of this
court.

FOR THE COURT:

By: Chris Goelz
Circuit Mediator

9/10/10/cg/mediation